

IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.47601 of 2008

DHANANJAY SHARMA

Versus

STATE OF BIHAR

For the Petitioner :Mr.Akhileshwar Pd. Singh

For the State :Mr.Upendra kumar, APP.

2. 17.12.2008 Heard.

The petitioner seeks bail in a case instituted under sections 366 and 366/34 IPC.

The allegation in the FIR is that the daughter of the informant was abducted by the petitioner.

Counsel for the petitioner, referring to the statement of the girl recorded under section 164 Cr.P.C. (annexure-2), submits that the girl has stated before the court that she on her own volition solemnized the marriage with the petitioner. He further drew the attention of the Court to the report of the Medical Board, placed at annexure-6. From perusal of the said report, it appears that the Board estimated the age of the girl between 17 ½ to 18 ½ . It is further submitted that both the victim as well as the petitioner appeared on their own volition before the police and made the statements regarding the marriage.

Considering the said fact, this Court is inclined to admit the petitioner to bail.

Accordingly, the petitioner abovenamed is directed to be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of CJM, Jamui in Jamui p.s.case no.231 of 2008.

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(Kishore K. Mandal)

